

**Legislative Report**  
**University of Virginia -- Office of State Governmental Relations**  
**Tuesday, February 9, 2016**

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**HB29**     [Budget Bill.](#)

*Companion Bill:* SB29

*Chief Patron:* Jones

**Summary:**

Amending Chapter 665 of the 2015 Acts of Assembly.

**Status:**

12/17/15 House: Prefiled and ordered printed; offered 01/13/16 16103288D

12/17/15 House: Referred to Committee on Appropriations

**HB30**     [Budget Bill.](#)

*Companion Bill:* SB30

*Chief Patron:* Jones

**Summary:**

Appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2017, and the thirtieth day of June, 2018.

**Status:**

12/17/15 House: Prefiled and ordered printed; offered 01/13/16 16103286D

12/17/15 House: Referred to Committee on Appropriations

**HB77**     [Sex or gender discrimination; applicable federal law.](#)

*Chief Patron:* Marshall, R.G.

**Summary:**

Provides that for the purposes of the Virginia Human Rights Act, an "unlawful discriminatory practice" shall not include conduct that violates any federal administrative policy, rule, or regulation adopted on or after January 1, 2012.

**Status:**

12/07/15 House: Prefiled and ordered printed; offered 01/13/16 16101006D

12/07/15 House: Referred to Committee on General Laws

01/29/16 House: Impact statement from DPB (HB77)

02/03/16 House: Assigned to sub: Subcommittee #4

02/04/16 House: Subcommittee recommends laying on the table

**HB79**     [Concealed handguns; possession by full-time faculty members at higher educational institutions.](#)

*Chief Patron:* Marshall, R.G.

**Summary:**

Allows full-time faculty members of public institutions of higher education who possess a valid Virginia concealed handgun permit to carry a concealed handgun on campus.

**Status:**

12/07/15 House: Prefiled and ordered printed; offered 01/13/16 16100775D

12/07/15 House: Referred to Committee on Education

01/18/16 House: Impact statement from DPB (HB79)

**HB132**     [Risk management plan; coverage for injury or death on state property, concealed handgun prohibition.](#)

*Chief Patron:* Marshall, R.G.

**Summary:**

Provides that the risk management plan established by the Division of Risk Management shall include coverage for any claim made by or on behalf of a person possessing a valid concealed handgun permit who is injured or killed upon any buildings, grounds, or properties owned or leased by the Commonwealth as a result of the criminal act of a third party if the carrying of a concealed handgun on such buildings, grounds, or properties was prohibited by regulation. The bill also provides that, in addition to providing for the actual damages arising from the person's injury or death, the coverage shall include an additional amount of \$350,000.

**Status:**

12/18/15 House: Prefiled and ordered printed; offered 01/13/16 16103205D

12/18/15 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #4

01/26/16 House: Impact statement from DPB (HB132)

**HB133**     [Risk management plan; coverage for injury/death on college property, concealed handgun prohibition.](#)

*Chief Patron:* Marshall, R.G.

**Summary:**

Provides that the risk management plan established by the Division of Risk Management shall include coverage for any claim made by or on behalf of a person possessing a valid concealed handgun permit who is injured or killed upon any buildings, grounds, or properties owned or leased by a public institution of higher education as a result of the criminal act of a third party if the carrying of a concealed handgun on such buildings, grounds, or properties was prohibited by regulation. The bill also provides that, in addition to providing for the actual damages arising from the person's injury or death, the coverage shall include an additional amount of \$350,000.

**Status:**

12/18/15 House: Prefiled and ordered printed; offered 01/13/16 16103206D

12/18/15 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #4

01/26/16 House: Impact statement from DPB (HB133)

**HB193**     [Certificates of public need; creates three-phase process to sunset requirements for medical care.](#)

*Chief Patron:* O'Bannon

**Summary:**

Creates a three-phase process to sunset certificate of public need requirements for many categories of medical care facilities and projects, with the requirement for a certificate of public need (i) for the establishment of a new imaging service or addition of new equipment for imaging services eliminated beginning July 1, 2016, for ambulatory and outpatient surgery centers eliminated beginning July 1, 2017, and (iii) for hospitals and all other categories of projects other than nursing homes and facilities and equipment for open heart surgery and organ or tissue transplant services eliminated beginning July 1, 2018. The bill also creates a new permitting process for categories of facilities and projects exempted from the certificate of public need process that requires the Commissioner of Health to issue a permit but allows the Commissioner to condition a permit (a) on the agreement of the applicant to provide a

specified level of care at a reduced rate to indigents, accept patients requiring specialized care, or facilitate the development and operation of primary medical care services in designated medically underserved areas of the applicant's service area or (b) on compliance of the applicant with quality of care standards. The bill allows the Commissioner to refuse to issue a permit if he determines that the project for which the permit is sought would be detrimental to the provision of health services in underserved areas of the Commonwealth.

**Status:**

01/27/16 House: Subcommittee recommends reporting with amendment(s) (4-Y 1-N)

02/04/16 House: Reported from Health, Welfare and Institutions with substitute (12-Y 10-N)

02/04/16 House: Committee substitute printed 16105052D-H1

02/05/16 House: Read first time

02/08/16 House: Passed by until Thursday, February 11, 2016

**HB202**     [Anatomical gifts; search and rescue dog training.](#)

*Chief Patron:* Knight

**Summary:**

Allows for anatomical gifts to a canine search and rescue organization that has entered into a memorandum of understanding with the Department of Emergency Management that includes requirements related to the receipt, maintenance, storage, use, and disposal of parts, for the purpose of training of human remains detection dogs.

**Status:**

01/27/16 House: Read third time and passed House BLOCK VOTE (99-Y 0-N)

01/27/16 House: VOTE: BLOCK VOTE PASSAGE (99-Y 0-N)

01/28/16 Senate: Constitutional reading dispensed

01/28/16 Senate: Referred to Committee on Education and Health

01/28/16 House: Impact statement from DPB (HB202H1)

**HB209**     [Educational Institutions; revising and recodifying laws.](#)

**Chief Patron:** LeMunyon

**Summary:**

Creates proposed Title 23.1 (Institutions of Higher Education; Other Educational and Cultural Institutions) as a revision of existing Title 23 (Educational Institutions). Proposed Title 23.1 consists of 32 chapters divided into five subtitles: Subtitle I (General Provisions); Subtitle II (Students and Campus); Subtitle III (Management and Financing); Subtitle IV (Public Institutions of Higher Education); and Subtitle V (Other Educational and Cultural Institutions). The bill organizes the laws in a more logical manner, removes obsolete and duplicative provisions, and improves the structure and clarity of statutes pertaining to institutions of higher education and other educational and cultural institutions in the Commonwealth. The bill is a recommendation of the Virginia Code Commission and has a delayed effective date of October 1, 2016.

**Status:**

12/28/15 House: Prefiled and ordered printed; offered 01/13/16 16100365D

12/28/15 House: Referred to Committee on Education

01/15/16 House: Assigned to sub: Subcommittee Higher Education

01/18/16 House: Impact statement from DPB (HB209)

02/02/16 House: Subcommittee recommends reporting (9-Y 0-N)

**HB229**    [SCHEV; uniform bachelor's degree credit hours and lower division curriculum.](#)

**Chief Patron:** Bell, Richard P.

**Summary:**

Requires the State Council of Higher Education (the Council) to set a uniform number of credit hours required to earn any bachelor's degree at any public institution of higher education. The bill also requires the Council to develop a uniform lower division curriculum consisting of no more than 60 credit hours that is uniform across all public institutions of higher education and that specifies the lower division courses and the number of such courses that satisfy the requirements, prerequisites, and electives for each program major, including the lower division courses that satisfy general education requirements. The bill requires the Council to determine specific criteria for courses in the lower division curriculum and ensure that courses that meet such criteria are easily identifiable to students. The bill specifies that any student who completes the uniform lower division curriculum at a two-year public institution of higher education shall earn an associate degree and shall be permitted to transfer all such credit hours earned to any public institution of higher education to which the student has been admitted and apply such credit hours toward the degree requirements at such institution.

**Status:**

12/29/15 House: Prefiled and ordered printed; offered 01/13/16 16102434D



12/29/15 House: Referred to Committee on Education

01/15/16 House: Assigned to sub: Subcommittee Higher Education

02/02/16 House: Subcommittee recommends laying on the table

**HB336**     [Virginia Freedom of Information Act; public access to library records of minors.](#)

*Chief Patron:* Pogge

**Summary:**

Protects from mandatory disclosure library records that can be used to identify any library patron under the age of 18 years. The bill provides that access shall not be denied to the parent, including a noncustodial parent, or guardian of such person, unless the parent's parental rights have been terminated or a court of competent jurisdiction has restricted or denied such access. For records of persons under the age of 18 years who are emancipated, the right of access may be asserted by the subject thereof. Any parent or emancipated person under the age of 18 years who is the subject of the record may waive, in writing, the protections afforded by the bill. If the protections are so waived, the public body shall open such records for inspection and copying.

**Status:**

01/05/16 House: Prefiled and ordered printed; offered 01/13/16 16101104D

01/05/16 House: Referred to Committee on General Laws

01/11/16 House: Impact statement from DPB (HB336)

01/18/16 House: Assigned to sub: Subcommittee #2

**HB350**     [Certificate of public need; changes to Medical Care Facilities Certificate of Public Need Program.](#)

*Chief Patron:* Byron

**Summary:**

Makes changes to the Medical Care Facilities Certificate of Public Need Program. The bill (i) defines "charity care" for purposes of the certificate of public need program; (ii) removes mental hospitals from the list of reviewable medical care facilities; (iii) establishes an expedited 21-day review process for applicants for projects determined by the Department of Health (the Department) to be uncontested and to present minimal health planning impacts and for which the applicant agrees to comply with quality assurance requirements established by the Board of Health (the Board) and consents to provide charity care in an amount specified by the Board; (iv) establishes an expedited 45-day review process for

applicants for projects identified by the Department to be uncontested and to present limited health planning impacts that require an intermediate level of scrutiny and for which the applicant agrees to comply with quality assurance requirements established by the Board and consents to provide charity care in an amount specified by the Board; (v) clarifies the content of a completed application for a certificate; (vi) reduces the timeline from 80 calendar days to four days for a person to be made party to the case for good cause following completion of the review and submission of recommendations related to an application; (vii) requires the Department to establish a website to make information about the certificate of public need program, including information about letters of intent received by the Department, available to the public; and (viii) establishes a permit process for projects that are no longer subject to the requirement for a certificate of public need which includes provisions for charity care requirements and quality assurance. The bill also (a) directs the Secretary of Health and Human Resources to review requirements governing imposition and satisfaction of charity care requirements for certificates of public need, including provisions for defining charity care and calculating the amount and value of charity care required and provided, develop recommendations for standardizing and enforcing such requirements, and report his recommendations to the Governor and the General Assembly by December 1, 2016, and (b) requires the Department to work cooperatively with Virginia Health Information to develop a process for the collection of utilization data for recipients of certificates of public need describing specific types of equipment utilized.

**Status:**

02/04/16 House: Reported from Health, Welfare and Institutions with substitute (21-Y 1-N)

02/04/16 House: Committee substitute printed 16105312D-H1

02/04/16 House: Substitute bill reprinted 16105312D-H1

02/05/16 House: Read first time

02/08/16 House: Passed by until Thursday, February 11, 2016

**HB382**     [Firearms; control by state agencies, rights of employees.](#)

*Chief Patron:* Fowler

**Summary:**

Prohibits state agencies within the executive branch and boards of visitors or other governing bodies of public institutions of higher education from adopting any rule or regulation preventing officers or employees of such agencies or institutions from storing a lawfully possessed firearm and ammunition in a locked private motor vehicle at their workplace. The bill also provides that any such regulation or rule adopted prior to July 1, 2016, is invalid.

**Status:**

02/04/16 House: Read third time and passed House (65-Y 32-N)

02/04/16 House: VOTE: PASSAGE (65-Y 32-N)

02/05/16 Senate: Constitutional reading dispensed

02/05/16 Senate: Referred to Committee for Courts of Justice

02/08/16 House: Impact statement from DPB (HB382H1)

## **HB397**     [Discrimination; specification of certain terms relating to sex or gender.](#)

**Chief Patron:** LaRock

### **Summary:**

Specifies that the terms "because of gender," "because of sex," "on the basis of gender," and "on the basis of sex" and terms of similar import when used in reference to discrimination in the Code and acts of the General Assembly mean because of or on the basis of the biologic character or quality that distinguishes an individual as either male or female as determined by analysis of the individual's gonadal, internal and external morphologic, chromosomal, and hormonal characteristics. The bill provides that, consistent with Article I, Section 11 of the Constitution of Virginia, no local ordinance prohibiting discrimination on the basis of sex shall consider the mere separation of individuals by sex to be discrimination. The bill permits local school boards to enact policies prohibiting discrimination in education on the basis of race, color, religion, sex, pregnancy, childbirth or related medical conditions, national origin, age, marital status, or disability, provided that, consistent with Article I, Section 11 of the Constitution of Virginia, no such policy shall consider the mere separation of individuals by sex to be discrimination.

### **Status:**

01/06/16 House: Prefiled and ordered printed; offered 01/13/16 16101948D

01/06/16 House: Referred to Committee on General Laws

01/21/16 House: Impact statement from DOE/COO (HB397)

02/03/16 House: Assigned to sub: Subcommittee #4

02/04/16 House: Subcommittee recommends laying on the table

## **HB400**     [Virginia Student Loan Refinancing Authority established.](#)

**Chief Patron:** Simon

### **Summary:**

Establishes the Virginia Student Loan Refinancing Authority, to be governed by a 10-member board, for the purpose of developing and implementing a program by which each individual who incurred qualified education loan debt as a Virginia student at an institution of higher education in the Commonwealth and

who is eligible, on the basis of criteria established by the Authority that are substantially similar to criteria used by private lenders in the Commonwealth to evaluate student eligibility for an unsecured personal loan at market rates, may receive a loan from the Authority to refinance all or part of his qualified education loans, as that term is defined in relevant federal law.

**Status:**

01/06/16 House: Prefiled and ordered printed; offered 01/13/16 16100304D

01/06/16 House: Referred to Committee on Commerce and Labor

01/21/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Subcommittee recommends continuing to 2017

02/02/16 House: Continued to 2017 in Commerce and Labor

**HB432**     [Virginia Freedom of Information Act; public access to certain criminal investigative files.](#)

*Chief Patron:* Villanueva

**Summary:**

Limits the application of the exemption for criminal investigative files to active criminal investigative files. As a result, closed or inactive criminal investigative files would be subject to mandatory disclosure, if requested.

**Status:**

01/07/16 House: Prefiled and ordered printed; offered 01/13/16 16103040D

01/07/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/19/16 House: Impact statement from DPB (HB432)

**HB494**     [Refugees, certain; assisting federal government with resettling.](#)

*Chief Patron:* Marshall, R.G.

**Summary:**

Provides that no agency of the Commonwealth, political subdivision of the Commonwealth, officer or employee of either acting in his official capacity, or member of the Virginia National Guard or Virginia Defense Force, when such member is serving in the Virginia National Guard or the Virginia Defense

Force on official state duty, shall knowingly aid, participate with, or otherwise provide any assistance to (i) any agency, department, or other instrumentality of the federal government, or any employee or officer thereof, with the resettlement in the Commonwealth of any refugee from Iraq or Syria or (ii) any such refugee who has been resettled in the Commonwealth on or after January 1, 2016. The bill allows such aid, participation, or assistance if (a) the refugee has been subjected to thorough background investigations sufficient to determine whether the refugee is a threat to the security of the United States conducted by the Secretary of the U.S. Department of Homeland Security (DHS) and the Director of the Federal Bureau of Investigation (FBI) and (b) the Secretary of the DHS, with the concurrence of the Director of the FBI and the Director of National Intelligence, has certified that the refugee is not a threat to the security of the United States.

**Status:**

01/08/16 House: Prefiled and ordered printed; offered 01/13/16 16101063D

01/08/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Impact statement from VDH (HB494)

**HB515**    [Higher educational institutions; institutional 6-year plan, economic development, report.](#)

*Chief Patron:* Landes

**Summary:**

Requires each public institution of higher education to annually report to the Governor and the General Assembly on the institution's active contributions to efforts to stimulate the economic development of the Commonwealth, the area in which the institution is located, and, for those institutions subject to a management agreement, the areas that lag the Commonwealth in terms of income, employment, and other factors.

**Status:**

02/04/16 House: Read third time and passed House (97-Y 1-N)

02/04/16 House: VOTE: PASSAGE (97-Y 1-N)

02/05/16 Senate: Constitutional reading dispensed

02/05/16 Senate: Referred to Committee on Education and Health

02/08/16 House: Impact statement from DPB (HB515H1)

**HB523**     [Higher educational institutions; student mental health policies.](#)

*Companion Bill:* SB425

*Chief Patron:* LeMunyon

**Summary:**

Specifies that the contact person designated by a memorandum of understanding between a public four-year institution of higher education and a mental health care provider to be notified when a student is involuntarily committed, or when a student is discharged from a facility and consents to such notification, shall be notified only to the extent allowable under state and federal privacy laws.

**Status:**

01/09/16 House: Referred to Committee for Courts of Justice

01/14/16 House: Assigned to sub: Subcommittee Mental Health

01/21/16 House: Impact statement from DPB (HB523)

02/08/16 House: Referred from Courts of Justice

02/08/16 House: Referred to Committee on Education

**HB568**     [Virginia Guaranteed Assistance Program; changes to grants.](#)

*Companion Bill:* SB440

*Chief Patron:* Cox

**Summary:**

Makes several changes to the Virginia Guaranteed Assistance Program (Program), including adding requirements that (i) each student eligible for the Program receive a grant from the institution's appropriations for undergraduate student financial assistance before grants are awarded to students with equivalent remaining need, (ii) each eligible student receive a grant in an amount greater than other grants awarded to students with equivalent remaining need, (iii) each eligible student receive a Program grant in an amount greater than the grant of each eligible student with equivalent remaining need in the next-lowest class level, and (iv) each Program grant be determined by a proportionate award schedule adopted by each institution and vary according to each student's remaining need and the total of tuition, fees, and other necessary charges, including books.

**Status:**

01/26/16 House: Read second time and engrossed

01/27/16 House: Read third time and passed House (97-Y 1-N)

01/27/16 House: VOTE: PASSAGE (97-Y 1-N)

01/28/16 Senate: Constitutional reading dispensed

01/28/16 Senate: Referred to Committee on Finance

## **HB593**     [General Services, Department of; regulation of firearms.](#)

*Chief Patron:* Marshall, R.G.

### **Summary:**

Provides that, unless expressly authorized by statute, the Department of General Services shall not adopt or enforce any rule, regulation, or policy precluding the possession of a concealed handgun by a person with a valid concealed handgun permit. The bill likewise provides that no department, agency, or institution of the Commonwealth occupying property in the charge of the Department's Division of Engineering and Buildings shall adopt any similar prohibition. Finally, the bill invalidates the provisions of Executive Order 50, which prohibits the carrying of firearms in buildings occupied by executive branch agencies, and any regulations adopted to implement Executive Order 50.

### **Status:**

01/11/16 House: Referred to Committee on Militia, Police and Public Safety

01/19/16 House: Assigned to sub: #1

01/21/16 House: Subcommittee recommends incorporating (HB1096-Webert)

01/26/16 House: Impact statement from DPB (HB593)

01/29/16 House: Incorporated by Militia, Police and Public Safety (HB1096-Webert)

## **HB638**     [Higher educational institutions; public-private partnerships, wind and solar power.](#)

*Chief Patron:* Bell, John J.

### **Summary:**

Permits each public institution of higher education to enter into a public-private partnership with any private entity whereby such entity is permitted to use at no cost property owned or controlled by such public institution of higher education for the generation of wind or solar power in exchange for offering educational immersion programs for high school students and students at public institutions of higher education that provide hands-on education and training in the construction, operations, and maintenance of its wind or solar power generators. The bill requires any energy produced by such solar or wind power generators to be (i) used to provide power for the partner public institution of higher education or (ii)

introduced to applicable power grids and sold at market rates, with profits split as agreed upon by the private entity and the partner public institution of higher education. The bill requires any such profits gained by the partner public institution of higher education to be used to further research, expand clean energy education programs, or lower student tuition rates.

**Status:**

01/11/16 House: Prefiled and ordered printed; offered 01/13/16 16102765D

01/11/16 House: Referred to Committee on Education

01/15/16 House: Assigned to sub: Subcommittee Higher Education

01/26/16 House: Subcommittee recommends laying on the table

01/29/16 House: Impact statement from DPB (HB638)

**HB655**    [Sexual assault; physical evidence recovery kits collection by Department of State Police, etc.](#)

**Chief Patron:** Filler-Corn

**Summary:**

Requires the Department of State Police, local law-enforcement agencies, and campus police departments to collect evidence obtained in sexual assault investigations, including physical evidence recovery kits from sexual assault investigations where the victim elects at the time of examination not to report the assault to law enforcement. The bill provides that if the victim elects at the time of examination not to report the assault to law enforcement, the law-enforcement agency shall send the kit to the Division of Consolidated Laboratory Services of the Department of General Services, which shall retain the kit for a minimum of five years from the date of receipt or a minimum of five years after the victim reaches the age of majority, whichever is longer. If the victim elects at the time of examination to report the sexual assault to law enforcement, the kit shall be submitted by the law-enforcement agency to the Department of Forensic Science for analysis, then returned to the submitting law-enforcement agency for storage for the same time frame.

**Status:**

01/11/16 House: Prefiled and ordered printed; offered 01/13/16 16103683D

01/11/16 House: Referred to Committee for Courts of Justice

01/14/16 House: Assigned to sub: Subcommittee Criminal Law

02/08/16 House: Subcommittee recommends laying on the table



## **HB662**    [Higher Education for Virginia, State Council of; open educational resources.](#)

**Chief Patron:** Filler-Corn

### **Summary:**

Requires the State Council of Higher Education to administer an Open Educational Resources Fund and Program to provide grants on a competitive basis to public institutions of higher education to encourage such institutions to use low-cost or no-cost open educational resources that are openly licensed and shared with the public through an existing or new open educational resources repository and, no later than June 30, 2017, in coordination with each public institution of higher education, identify open educational resources that have undergone a peer-review process and can be made available to each public institution of higher education and be adopted at each such institution as the primary instructional material for at least 15 high-enrollment courses in general education disciplines for which the course credit is transferrable among all public institutions of higher education. The bill requires each public institution of higher education awarded grants under the program, after an appropriate pilot period of successful implementation, to prominently designate grant-funded courses whose course materials consist exclusively of open educational resources or other low-cost or no-cost course materials (i) in the published course descriptions on the institution's website or otherwise provided to students at the time of course registration and on the campus bookstore course materials list that is provided for the course or (ii) through other methods or processes deemed appropriate by the institution and approved by the Council. The bill defines "open educational resources" as teaching, learning, and research resources that reside in the public domain or have been released under an intellectual property license that permits their free use and repurposing by others and that conform to the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.) and to any additional accessibility standards established by the Council. The bill contains an emergency clause.

### **Status:**

01/11/16 House: Prefiled and ordered printed with emergency clause; offered 01/13/16 16101558D

01/11/16 House: Referred to Committee on Education

01/15/16 House: Assigned to sub: Subcommittee Higher Education

02/01/16 House: Impact statement from DPB (HB662)

02/02/16 House: Subcommittee recommends laying on the table

## **HB698**    [Virginia Freedom of Information Act; right to speak at open meetings.](#)

**Chief Patron:** Kory

### **Summary:**

Requires that every public body afford an opportunity for public comment during any open meeting. A public body may adopt reasonable rules governing the public comment portion of the meeting, including

imposing reasonable restrictions on time, place, and manner. The bill contains technical amendments.

**Status:**

01/11/16 House: Prefiled and ordered printed; offered 01/13/16 16102577D

01/11/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Impact statement from DPB (HB698)

01/28/16 House: Subcommittee recommends laying on the table

**HB758**    [Auditor of Public Accounts; Commonwealth Data Point, incorporation of graphs, charts, etc.](#)

*Chief Patron:* Freitas

**Summary:**

Requires the Auditor of Public Accounts (the Auditor) to incorporate in the Commonwealth Data Point the following enhancements: (i) graphs, charts, or other visual displays of aggregated data showing (a) current state spending by expense category, (b) year-to-year state spending, and (c) other data deemed appropriate by the Auditor and (ii) frequently asked questions and their responses. The bill also requires the Commonwealth Data Point to contain a listing of the position description and salary of each full-time employee, organized by agency.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16101249D

01/12/16 House: Referred to Committee on Appropriations

01/15/16 House: Assigned to sub: Subcommittee General Government & Capital Outlay

02/01/16 House: Impact statement from DPB (HB758)

**HB760**    [Auditor of Public Accounts; Commonwealth Data Point.](#)

*Chief Patron:* Freitas

**Summary:**

Requires the Auditor of Public Accounts (the Auditor) to incorporate in the Commonwealth Data Point the following enhancements: (i) graphs, charts, or other visual displays of aggregated data showing (a) current state spending by expense category, (b) year-to-year state spending, and (c) other data deemed

appropriate by the Auditor, including display of available line item expenditures, and (ii) frequently asked questions and their responses. The bill also requires the Commonwealth Data Point to contain a listing of the position description and salary of each full-time state employee, organized by agency.

**Status:**

01/12/16 House: Referred to Committee on Appropriations

01/15/16 House: Assigned to sub: Subcommittee General Government & Capital Outlay

02/01/16 House: Subcommittee recommends reporting (6-Y 1-N)

02/02/16 House: Impact statement from DPB (HB760)

02/08/16 House: Reported from Appropriations (22-Y 0-N)

**HB761**     [Concealed handguns; possession by females on campus.](#)

*Chief Patron:* Freitas

**Summary:**

Prohibits public institutions of higher education from adopting or enforcing any rules prohibiting a female who possess a valid Virginia concealed handgun permit from carrying a concealed handgun on campus.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16103716D

01/12/16 House: Referred to Committee for Courts of Justice

02/04/16 House: Assigned to sub: Constitutional Law

02/08/16 House: Subcommittee recommends striking from docket

**HB773**     [Government Nondiscrimination Act; created.](#)

*Chief Patron:* Gilbert

**Summary:**

Creates the Government Nondiscrimination Act (the Act), which prohibits a government entity from taking any discriminatory action against a person on the basis that such person believes, speaks, or acts in accordance with a sincerely held religious belief that marriage is or should be recognized as the union of one man and one woman and that the terms "man" and "woman" refer to an individual's immutable biological sex as objectively determined by anatomy and genetics of the individual at the time of birth.

For purposes of the Act, discriminatory actions include actions that adversely affect the tax treatment of a person or that withhold or otherwise make unavailable any (i) grant, contract, subcontract, cooperative agreement, guarantee, loan, scholarship, license, certification, accreditation, or employment; (ii) entitlement or benefit under a benefit program; or (iii) entitlement to utilize state property. The Act also provides that a person shall be considered to be validly accredited, licensed, or certified for any purpose under state law if such person would otherwise have been accredited, licensed, or certified but for a determination based upon such person's sincerely held religious belief or moral conviction.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16102510D

01/12/16 House: Referred to Committee on General Laws

02/03/16 House: Assigned to sub: Subcommittee #4

**HB800**     [Virginia Freedom of Information Act; audio recording of closed meetings required.](#)

*Chief Patron:* Morris

**Summary:**

Provides that a public body shall (i) make an audio recording of the entirety of every meeting that is closed to the public; (ii) use a means of recording that fully captures and can clearly reproduce all statements made during a closed meeting; and (iii) preserve the recording for a period of no less than two years. The bill provides that a recording made shall not be subject to the disclosure provisions of FOIA, but its production may be compelled, and the recording used as evidence, in a proceeding to enforce the provisions of FOIA.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16101188D

01/12/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Impact statement from DPB (HB800)

01/28/16 House: Subcommittee recommends reporting with amendment(s) (6-Y 0-N)

**HB803**     [Higher educational institutions; recognized student organizations.](#)

*Chief Patron:* Morris

**Summary:**

Requires the State Council of Higher Education for Virginia to develop a procedure for disciplinary proceedings involving students and officially recognized student organizations at public institutions of higher education that in most cases affords students and officially recognized student organizations alleged to have violated a public institution of higher education's policies for the conduct of students the right to (i) be represented by an advocate for the duration of any disciplinary proceeding, appeal, or other institutional proceeding regarding the alleged violation and (ii) appeal adverse findings. The bill sets forth other evidentiary rules and procedures relating to such proceedings.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16102278D

01/12/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

01/26/16 House: Subcommittee recommends laying on the table

**HB817**     [Virginia Freedom of Information Act; record exclusions, rule of redaction, etc.](#)

**Companion Bill:** SB494

**Chief Patron:** LeMunyon

**Summary:**

Reverses the holding of the Virginia Supreme Court in the case of *Department of Corrections v. Surovell*, by setting out the general rule of redaction, which provides that no provision of FOIA is intended, nor shall it be construed or applied, to authorize a public body to withhold a public record in its entirety on the grounds that some portion of the public record is excluded from disclosure by FOIA or by any other provision of law. Further, the bill states that a public record may be withheld from disclosure in its entirety only to the extent that an exclusion from disclosure under FOIA or other provision of law applies to the entire content of the public record. Otherwise, only those portions of the public record containing information subject to an exclusion under FOIA or other provision of law may be withheld, and all portions of the public record that are not so excluded shall be disclosed. The bill also reverses that part of the holding of the Virginia Supreme Court in the case of *Department of Corrections v. Surovell* by providing that in a FOIA enforcement action, no court shall be required to accord any weight to the determination of a public body as to whether an exclusion applies. The bill contains technical amendments.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16103657D

01/12/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Impact statement from DPB (HB817)

02/04/16 House: Subcommittee recommends reporting with amendment(s) (6-Y 0-N)

**HB823**     [Governmental agencies; contracting for items listed on commercial activities list.](#)

*Chief Patron:* LeMunyon

**Summary:**

Requires public institutions of higher education that intend to purchase services for an amount over \$25,000 from another governmental agency, which service is found on the commercial activities list, to post notice of such purchase and provide the opportunity for comment by or the submission of information from the private sector on each such intended purchase. The bill also applies to the Department of General Services when procuring certain enumerated services.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16100609D

01/12/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/19/16 House: Impact statement from DPB (HB823)

**HB834**     [Virginia Growth and Opportunity Board and Fund; established, report.](#)

*Companion Bill:* SB449

*Chief Patron:* Cox

**Summary:**

Establishes the Virginia Growth and Opportunity Board to administer grants from the Virginia Growth and Opportunity Fund for regional economic and workforce development projects. The bill provides that regional councils will be established across the Commonwealth, consisting of representatives of government and the business and education communities, and councils may submit applications for collaborative projects in their region that enhance private-sector growth, competitiveness, and workforce development. A portion of the grant funds will be awarded on a population basis and a portion on a competitive basis.

**Status:**

02/03/16 House: Committee substitute printed 16105060D-H1

02/05/16 House: Read first time

02/08/16 House: Read second time

02/08/16 House: Committee substitute agreed to 16105060D-H1

02/08/16 House: Engrossed by House - committee substitute HB834H1

**HB846**     [Virginia Collaborative Economic Development Act; established, sunset provision.](#)

*Companion Bill:* SB459

*Chief Patron:* Hugo

**Summary:**

Creates the Virginia Collaborative Economic Development Performance Grant Fund. Two or more localities that collaborate and adopt a collaborative economic development plan will be eligible for grants from the fund over a period of six years if the collaboration results in the location or expansion of a company in the Commonwealth that (i) creates at least 200 new jobs with average salaries at least 25 percent higher than the average wage and (ii) makes a capital investment of at least \$25 million. The total amount of the grant applied for shall not exceed the total investment of the localities in executing the collaborative economic development plan, and each annual installment of the grant may not exceed 50 percent of the total annual amount of personal income tax withheld by the certified company from the newly created jobs. Of each annual installment of the grant, 85 percent will be distributed to the participating localities in accordance with the terms of the collaborative economic development plan, and 15 percent will be retained by the Virginia Economic Development Partnership to be used to enhance regional and statewide economic development marketing and promotion.

**Status:**

02/03/16 House: Committee substitute printed 16105102D-H1

02/05/16 House: Read first time

02/08/16 House: Read second time

02/08/16 House: Committee substitute agreed to 16105102D-H1

02/08/16 House: Engrossed by House - committee substitute HB846H1

**HB847**     [Higher educational institutions; tuition assistance for non-Virginia students.](#)

**Chief Patron:** Hugo

**Summary:**

Prohibits each public institution of higher education from using any proceeds from state debt or revenues generated from state taxes and fees that are appropriated to such institution to offer any form of tuition assistance to any non-Virginia student and requires each public institution of higher education to separately account for such proceeds and revenues and provide a report of expenditures from such account to the House Committee on Appropriations and the Senate Committee on Finance upon the request of such committees.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16100792D

01/12/16 House: Referred to Committee on Appropriations

01/15/16 House: Assigned to sub: Subcommittee Higher Education

02/01/16 House: Impact statement from DPB (HB847)

**HB852**     [Refugees, certain; assisting federal government with resettling.](#)

**Chief Patron:** Hugo

**Summary:**

Provides that no agency of the Commonwealth, political subdivision of the Commonwealth, officer or employee of either acting in his official capacity, or member of the Virginia National Guard or Virginia Defense Force, when such member is serving in the Virginia National Guard or the Virginia Defense Force on official state duty, shall knowingly aid, participate with, or otherwise provide any assistance to (i) any agency, department, or other instrumentality of the federal government, or any employee or officer thereof, with the resettlement in the Commonwealth of any refugee from any country that has been designated a state sponsor of terrorism by the U.S. State Department or (ii) any such refugee who has been resettled in the Commonwealth on or after January 1, 2016. The bill contains an emergency clause and has an expiration date of July 1, 2018.

**Status:**

01/12/16 House: Prefiled and ordered printed with emergency clause; offered 01/13/16 16100989D

01/12/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Impact statement from VDH (HB852)



**HB863**    [Higher educational institutions; admission of undergraduate students domiciled in Virginia.](#)

*Chief Patron:* Hugo

**Summary:**

Requires the governing board of each public institution of higher education, except for the Virginia Military Institute, Norfolk State University, and Virginia State University, to establish policies requiring that at least 75 percent of undergraduate students admitted to the institution have established domicile in Virginia. The bill requires each such governing board to recover any lost revenue caused by this requirement by increasing the tuition charged to out-of-state undergraduate students. The bill requires compliance with such requirements and policies beginning no later than June 30, 2021.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16101301D

01/12/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

01/21/16 House: Impact statement from DPB (HB863)

**HB866**    [Hospitals; advance disclosure of allowed amount or charge for procedure.](#)

*Chief Patron:* O'Bannon

**Summary:**

Requires every hospital to disclose, prior to admitting a patient whose health plan includes a deductible, copayment, or coinsurance requirement for health care service of \$500 or more for an elective procedure or performing an elective procedure or test on or delivering an elective service to such patient, and upon request of such patient or his legally authorized representative, the amount of payment for the procedure for which the patient may be responsible after any reimbursement or payment made by the patient's health insurance provider.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16103507D

01/12/16 House: Referred to Committee on Health, Welfare and Institutions

01/20/16 House: Assigned to sub: Subcommittee #1

01/21/16 House: Impact statement from VDH (HB866)

02/02/16 House: Subcommittee recommends laying on the table

**HB873**     [Public & private schools & higher educational institutions; for-hire motor carriers.](#)

*Chief Patron:* Hugo

*Summary:*

Requires each public and private elementary and secondary school and institution of higher education in the Commonwealth to (i) exercise due diligence in the selection of for-hire motor carriers, as that term is defined by the Federal Motor Carrier Safety Administration pursuant to federal regulations, to transport individuals to and from school-sponsored events and (ii) document the results of such exercise of due diligence in writing.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16101736D

01/12/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

02/02/16 House: Subcommittee recommends striking from docket

**HB876**     [Higher educational institutions; student health insurance coverage.](#)

*Chief Patron:* Hugo

*Summary:*

Provides that any public institution of higher education that offers to provide enrolled students with health insurance coverage shall provide such coverage on an opt-in basis.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16102033D

01/12/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

01/19/16 House: Impact statement from DPB (HB876)

01/26/16 House: Subcommittee recommends laying on the table

**HB887**     [Virginia Public Procurement Act; requirements for use of construction](#)

## [management.](#)

**Companion Bill:** SB586

**Chief Patron:** Albo

### **Summary:**

Restricts the use of construction management procurements by public bodies unless (i) the total project cost is \$50 million or more, (ii) a written determination is provided stating that competitive sealed bidding is not practicable or fiscally advantageous, (iii) the contract is entered into prior to the schematic phase of design, (iv) construction management experience is not required or considered as part of the award, (v) price is the primary determining factor for award of the contract, and (vi) proposers provide for the participation of small, women-owned, and minority-owned businesses in the project. The bill provides that for projects where the total project cost is not expected to exceed \$50 million, a public body may use competitive negotiation to procure construction on a construction management basis if (i) the above requirements are met; (ii) the project is (a) of substantial historical value or interest or (b) significantly unique or extremely complex in nature; (iii) prior to any solicitation for such project, the public body notifies in writing the Director of the Department of General Services in the case of state public bodies, or the local governing body in the case of a local public body, of its intent to procure construction on a construction management basis; and (iv) the Director of the Department of General Services or the local governing body, as the case may be, makes a finding that the public body is in compliance with the requirements of this subsection, which finding shall be on a per project basis and shall be in writing. The findings for state public bodies shall be made by the Director under existing regulations and guidelines established by the Department of General Services. In addition, the bill defines "public body" for the purposes of the use of construction management for construction to include (i) public institutions of higher education that have executed a valid management agreement under the Restructured Higher Education Financial and Administrative Operations Act of 2005 (§ 23-38.88 et seq.) and (ii) localities and school divisions that were previously exempt based on the adoption of alternative policies and procedures based on competitive principles and generally applicable to procurement of goods and services by the locality or school division.

### **Status:**

01/12/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

02/04/16 House: Impact statement from DPB (HB887)

02/04/16 House: Committee substitute printed to Web only 16105171D-H1

02/04/16 House: Subcommittee recommends continuing to 2017

**HB888**     [Virginia Public Procurement Act; requirements for certain construction projects.](#)

**Chief Patron:** Albo

**Summary:**

Restricts the use of construction management procurements by public bodies to contracts of \$50 million or more, provided that such contracts involve projects that, among other requirements, are (i) of substantial historical value or interest or (ii) significantly unique or extremely complex in nature. State public bodies may request a waiver from the restriction on a project-by-project basis from the Director of the Department of General Services. In the case of procurement by localities, a waiver may be granted by the local governing body. The bill defines "public body" for the purposes of the use of construction management for construction to include public institutions of higher education under the Restructured Higher Education Financial and Administrative Operations Act of 2005 (§ 23-38.88 et seq.) and any public body that has implemented the provisions of the Virginia Public Procurement Act pursuant to § 2.2-4302.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16101653D

01/12/16 House: Referred to Committee on General Laws

01/18/16 House: Assigned to sub: Subcommittee #2

02/04/16 House: Impact statement from DPB (HB888)

02/04/16 House: Subcommittee recommends striking from docket

**HB902**     [Commonwealth Genomics and Personalized Medicine Authority; created, report.](#)

**Companion Bill:** SB429

**Chief Patron:** Greason

**Summary:**

Creates the Commonwealth Genomics and Personalized Medicine Authority (the Authority) as a political subdivision of the Commonwealth. The Authority's purpose is to encourage coordination and collaboration between public and private entities in the Commonwealth in translational research and commercialization related to genomics and personalized medicine.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16102757D

01/12/16 House: Referred to Committee on Appropriations

01/18/16 House: Assigned to sub: Higher Education

01/26/16 House: Impact statement from DPB (HB902)

**HB905**     [Hospitals; advance disclosure of allowed amount or charge for procedure.](#)

*Chief Patron:* Yancey

**Summary:**

Requires every hospital to disclose, prior to admitting a patient whose health plan includes a deductible, copayment, or coinsurance requirement for health care service of \$1,000 or more for a nonemergency, elective procedure and upon request of the patient or his legally authorized representative, the amount of payment for the procedure for which the patient may be responsible after any reimbursement or payment made by the patient's health insurance provider.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16103718D

01/12/16 House: Referred to Committee on Health, Welfare and Institutions

01/20/16 House: Assigned to sub: Subcommittee #1

01/21/16 House: Impact statement from VDH (HB905)

02/02/16 House: Subcommittee recommends reporting with amendment(s) (11-Y 0-N)

**HB926**     [Higher educational institutions; letter certifying good standing of certain students.](#)

*Chief Patron:* Mason

**Summary:**

Requires institutions of higher education that include notations on the transcripts of students who have been suspended for, have been permanently dismissed for, or withdraw from the institution while under investigation for offenses involving sexual violence under the institution's code, rules, or set of standards governing student conduct to require the dean of students or similar such individual at any other institution of higher education within or outside the Commonwealth to submit to it a letter certifying the good standing of any student who seeks admission to the institution that requires the letter of certification and who, at the time such student withdraws from the other institution of higher education within or outside the Commonwealth, is determined to be in good standing according to the institution's code, rules, or set of standards governing such a determination and is not under investigation or subject to any pending institutional proceedings for a violation of the institution's code, rules, or set of standards governing student conduct.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16101126D

01/12/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

01/21/16 House: Impact statement from DPB (HB926)

02/02/16 House: Subcommittee failed to recommend reporting (3-Y 6-N)

**HB961**     [Higher educational institutions; alternative tuition or fee structures to students.](#)

*Chief Patron:* Rush

**Summary:**

Permits each public institution of higher education to offer alternative tuition or fee structures to students. The bill provides that if a public institution of higher education, with the approval of the State Council of Higher Education for Virginia (the Council), offers alternative tuition or fee structures, including discounted tuition, four-year flat tuition rates, discounted student fees, or student fee and student services flexibility, to any Virginia-domiciled, first-time, incoming freshman undergraduate student who enrolls full time with the intent to earn a degree in a program that leads to employment in a high-demand field in the region, according to guidelines established by the Council, each student who receives the benefits of such an alternative tuition or fee structure shall count one and a half times for the purpose of (i) targeted economic and innovation incentives to increase degree completion in a timely or expedited manner, (ii) the base adequacy funding guidelines adopted and periodically updated by the Joint Subcommittee Studying Higher Education Funding Policies, or (iii) biennial assessments of institutional performance as set forth in Part 4 of the general appropriation act and consistent with § 23-9.6:1.01.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16100965D

01/12/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

01/27/16 House: Impact statement from DPB (HB961)

02/02/16 House: Subcommittee recommends reporting with amendment(s) (9-Y 0-N)

**HB970**     [Fetal remains; disposition, penalty.](#)

*Chief Patron:* LaRock

**Summary:**

Requires hospitals and health care providers who provide abortion services to dispose of fetal remains by burial or cremation. The bill also provides that any person who gives, offers to give, or accepts the transfer of fetal remains, except for the purpose of investigating a death or providing burial or cremation services, is guilty of a Class 4 felony.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16103644D

01/12/16 House: Referred to Committee for Courts of Justice

01/14/16 House: Impact statement from VCSC (HB970)

01/26/16 House: Impact statement from VDH (HB970)

**HB985**     [Virginia Freedom of Information Act; record exclusions; rule of redaction; no weight accorded.](#)

**Chief Patron:** Yancey

**Summary:**

Reverses the holding of the Virginia Supreme Court in the case of *Department of Corrections v. Surovell*, by setting out the general rule of redaction, which provides that no provision of FOIA is intended, nor shall it be construed or applied, to authorize a public body to withhold a public record in its entirety on the grounds that some portion of the public record is excluded from disclosure by FOIA or by any other provision of law. Further, the bill states that a public record may be withheld from disclosure in its entirety only to the extent that an exclusion from disclosure under FOIA or other provision of law applies to the entire content of the public record. Otherwise, only those portions of the public record containing information subject to an exclusion under FOIA or other provision of law may be withheld, and all portions of the public record that are not so excluded shall be disclosed. The bill also reverses that part of the holding of the Virginia Supreme Court in the case of *Department of Corrections v. Surovell* by providing that in a FOIA enforcement action, no court shall be required to accord any weight to the determination of a public body as to whether an exclusion applies. The bill contains technical amendments.

**Status:**

01/12/16 House: Prefiled and ordered printed; offered 01/13/16 16103919D

01/12/16 House: Referred to Committee on General Laws

01/20/16 House: Assigned to sub: Subcommittee #2

01/28/16 House: Impact statement from DPB (HB985)

01/28/16 House: Subcommittee recommends laying on the table

## **HB998**    [Law-enforcement agencies, local; body-worn cameras.](#)

*Chief Patron:* Levine

**Summary:**

Requires localities to adopt and establish a written policy for the operation of a body-worn camera system that conforms to the model policy established by the Department of Criminal Justice Services (the Department) prior to purchasing or deploying a body-worn camera system. The bill requires such policy to provide that (i) recorded individuals have a right to view and make copies of any audiovisual recording in which they are depicted; (ii) recordings be destroyed within 60 days unless certain exceptions apply; and (iii) the locality deploying the system review the recordings on a periodic basis to determine whether persons wearing the body-worn cameras are acting inappropriately or exhibiting bias. The bill provides that the Commonwealth shall reimburse each locality up to one-half of the costs of any body-worn camera system, provided that the locality has adopted and established a written policy that has been approved by the Department. The bill requires the Department to establish a model policy for the operation of body-worn camera systems and establish procedures for the reimbursement of counties and cities that purchase a body-worn camera system.

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16102838D

01/13/16 House: Referred to Committee for Courts of Justice

01/19/16 House: Assigned to sub: Criminal Law

01/29/16 House: Impact statement from DPB (HB998)

## **HB1012**    [Virginia College Building Authority; financing projects, participating institutions.](#)

*Companion Bill:* SB313

*Chief Patron:* Massie

**Summary:**

Permits any organization that is exempt from federal income taxation pursuant to § 501(c)(3) of the Internal Revenue Code and that is owned or controlled by a public institution of higher education in the Commonwealth or whose purpose is to support or otherwise benefit a public institution of higher education in the Commonwealth to finance projects through the Virginia College Building Authority.

**Status:**



01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16100468D

01/13/16 House: Referred to Committee on Appropriations

01/18/16 House: Impact statement from DPB (HB1012)

01/19/16 House: Assigned to sub: General Government & Capital Outlay

## **HB1015 Higher educational institutions; law-enforcement agencies, response to sexual assault.**

*Chief Patron:* Massie

### ***Summary:***

Requires each public and private institution of higher education to enter into and become a party to a memorandum of understanding with an adjacent local law-enforcement agency or the Department of State Police to address the prevention of and response to sexual assault and lists several permissible provisions for such memoranda of understanding. The bill also provides that the requirement to establish such memoranda of understanding shall not be construed to (a) require a campus police department or the law-enforcement agency with which it has established the memorandum of understanding to disclose identifying information about any victim of sexual assault or (b) prohibit a campus police department from requesting assistance from any appropriate law-enforcement agency of the Commonwealth, even though a memorandum of understanding has not been executed with that agency.

### **Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16102729D

01/13/16 House: Referred to Committee on Education

01/19/16 House: Assigned to sub: Higher Education

01/21/16 House: Impact statement from DPB (HB1015)

## **HB1016 Sexual assault response teams; participants in annual meeting FOIA exclusion for records.**

*Chief Patron:* Massie

### ***Summary:***

Adds the Title IX coordinator; representatives from the office of student affairs, human resources, and counseling services; and a representative of campus security of any institution of higher education in the jurisdiction to the list of persons invited to participate in the annual meeting of a sexual assault response team. The bill also excludes the records of a sexual assault response team from mandatory disclosure

under the Virginia Freedom of Information Act.

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16104009D

01/13/16 House: Referred to Committee on General Laws

01/19/16 House: Impact statement from DPB (HB1016)

02/03/16 House: Assigned to sub: Subcommittee #2

**HB1022 [Virginia Guaranteed Assistance Program; eligibility, use of funds.](#)**

**Chief Patron:** Sickles

**Summary:**

Makes several changes to the student eligibility criteria for Virginia Guaranteed Assistance Program grants, including (i) removing the requirement that the recipient be a dependent, (ii) requiring the recipient to be enrolled full time, (iii) removing the restriction on the number of years for which the grant may be renewed annually, and (iv) permitting renewal of the grant only if the recipient successfully completes a minimum of 30 credit hours in the immediate preceding award year, unless granted an exception for cause pursuant to State Council of Higher Education for Virginia regulations. The bill permits public institutions of higher education to use Guaranteed Assistance Program funds to provide enhanced awards to students who are enrolled in at least 15 credit hours per term. The provisions of the bill become effective beginning with first-time entering freshman class of the fall 2017 academic year.

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16100982D

01/13/16 House: Referred to Committee on Appropriations

01/19/16 House: Assigned to sub: Higher Education

01/26/16 House: Impact statement from DPB (HB1022)

02/08/16 House: Subcommittee recommends laying on the table

**HB1072 [Virginia Retirement System; modifies hybrid retirement program.](#)**

**Chief Patron:** Jones

**Summary:**

Modifies the hybrid retirement program by (i) increasing the mandatory employer contribution to the

defined contribution component from 1% to 2% of creditable compensation, (ii) decreasing the employer's maximum matching contribution to the defined contribution component from 2.5% to 1.5% of creditable compensation, (iii) increasing the employee's mandatory contribution to the defined contribution component from 1% to 2% of creditable compensation, (iv) decreasing the employee's maximum contribution to the voluntary defined contribution component from 4% to 3% of creditable compensation, (v) decreasing from three years to two years the period in which a new member of the hybrid retirement program is required to make the maximum voluntary contribution to the defined contribution component, and (vi) decreasing the employee's contribution to the defined benefit component from 4% to 3% of creditable compensation. The bill also sets a new employee's voluntary contribution rate to the defined contribution component at 0.5% unless the employee opts out.

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16102742D

01/13/16 House: Referred to Committee on Appropriations

01/19/16 House: Assigned to sub: Compensation and Retirement

01/25/16 House: Impact statement from VRS (HB1072)

**HB1083 [Medical Care Facilities Certificate of Public Need Program; changes to Program, report.](#)**

**Companion Bill:** SB641

**Chief Patron:** Stolle

**Summary:**

Makes changes to the Medical Care Facilities Certificate of Public Need Program. The bill (i) removes specialized centers or clinics or that portion of a physician's office developed for the provision of lithotripsy, magnetic source imaging (MSI), or nuclear medicine imaging from the list of reviewable medical care facilities; (ii) provides that establishment of a medical care facility to replace an existing medical care facility with the same primary service area does not constitute a project; (iii) removes introduction into an existing medical care facility of any new lithotripsy, magnetic source imaging, or obstetrical service that the facility has never provided or has not provided in the previous 12 months and addition by an existing medical care facility of any medical equipment for the provision of lithotripsy and magnetic source imaging (MSI) from the definition of project; (iv) creates a new process for registration of projects exempted from the definition of project by the bill; (v) establishes an expedited 45-day review process for applicants for projects determined to be uncontested or to present limited health planning impacts; (vi) renames the State Medical Facilities Plan as the State Health Services Plan and establishes a State Health Services Plan Advisory Council to provide recommendations related to the content of the State Health Services Plan; (vii) clarifies the content of the application for a certificate; and (viii) reduces the timeline for a person to be made party to the case for good cause from 80 calendar days to four days following completion of the review and submission of recommendations related to an application.

The bill also (a) directs the Department to develop recommendations to reduce the duration of the average review cycle for applications for certificates of public need to not more than 120 days and to report on its recommendations to the Governor and the General Assembly no later than December 1, 2016; (b) directs the Secretary of Health and Human Resources to review charity care services delivered throughout the Commonwealth and recommend changes to the definition of charity and to the types of charity care requirements imposed on various health care services and report to the Governor and the General Assembly by December 1, 2016; (c) directs the Secretary of Health and Human Resources to convene a group of stakeholders to study and make recommendations related to the appropriate authority of the State Health Commissioner to impose additional conditions on certificates; (d) directs the Secretary of Health and Human Resources to implement a system to ensure that data needed to evaluate whether an application for a certificate is consistent with the State Health Services Plan is timely and reliable, to make all public records pertaining to applications for certificates and the review process available in real-time in a searchable, digital format online, to make an inventory of capacity authorized by certificates of public need, both operational and not yet operational, available in a digital format online, and to make charity care conditions, charity care compliance reporting status, and details on the exact amount of charity care provided or contributed and to whom it was provided or contributed available in a digital format online; (e) directs the Commissioner of Health to develop an analytical framework to guide the work of the State Health Services Plan Advisory Council; and (f) directs the Joint Commission on Health Care to develop specific recommendations for eliminating differences in the certificate of public need review process from one region to another and report on the recommendations to the Chairmen of the House Health, Welfare and Institutions and Senate Education and Health Committees by December 1, 2016.

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16103619D

01/13/16 House: Referred to Committee on Health, Welfare and Institutions

01/20/16 House: Assigned to sub: Subcommittee #3

01/27/16 House: Subcommittee recommends laying on the table

**HB1096 [Firearms; regulation by state entities.](#)**

**Chief Patron:** Webert

**Summary:**

Prohibits any state entity from adopting or enforcing any rule, regulation, policy, or administrative action governing the purchase, possession, transfer, ownership, carrying, storage, or transporting of firearms, ammunition, or components or combinations thereof unless expressly authorized by statute. The bill invalidates any such rule, regulation, policy, or administrative action adopted by a state entity prior to July 1, 2016. The bill does not prohibit a law-enforcement officer from acting within the scope of his duties, nor does it apply to the Department of Corrections, Department of Juvenile Justice, Department of State Police, Virginia National Guard, Department of Behavioral Health and Developmental Services, or Department of Social Services. The bill allows entities to adopt or enforce rules or regulations

necessary for compliance with the Fire Prevention Code or necessary for the operation of Reserve Officer Training Corps programs. The bill expressly authorizes the Board of Game and Inland Fisheries to create certain regulations governing the possession, carrying, transportation, and storage of firearms, ammunition, or components or combinations thereof.

**Status:**

01/21/16 House: Subcommittee recommends reporting with amendment(s) (4-Y 1-N)

02/05/16 House: Reported from Militia, Police and Public Safety with substitute (15-Y 7-N)

02/05/16 House: Committee substitute printed 16104695D-H1

02/05/16 House: Incorporates HB593

02/08/16 House: Read first time

**HB1136 [Capital outlay plan.](#)**

*Companion Bill:* SB232

*Chief Patron:* Jones

*Summary:*

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16104103D

01/13/16 House: Referred to Committee on Appropriations

01/19/16 House: Assigned to sub: General Government & Capital Outlay

01/23/16 House: Impact statement from DPB (HB1136)

**HB1143 [Body-worn cameras; required policies.](#)**

*Chief Patron:* Lindsey

*Summary:*

Body-worn cameras; required policies.

**Status:**

01/13/16 House: Prefiled and ordered printed; offered 01/13/16 16104109D

01/13/16 House: Referred to Committee for Courts of Justice

01/20/16 House: Assigned to sub: Criminal Law

01/29/16 House: Impact statement from DPB (HB1143)

## **HB1158** [Physical evidence; procedure for collection, etc., of recovery kits.](#)

**Chief Patron:** Watts

### **Summary:**

Establishes a comprehensive procedure for the collection and analysis of physical evidence recovery kits for victims of sexual assault, including those who elect at the time of the exam not to report a sexual assault to a law-enforcement agency. Kits from victims who elect not to report are known as "anonymous physical evidence recovery kits" and will be stored at the Division of Consolidated Laboratory Services (the Division) for two years, although the Division, the victim, or the law-enforcement agency may elect for the kits to be retained for a longer period of time. If the victim later elects to report the sexual assault, the victim's kit will be released to law enforcement. Health care providers are required to explain these procedures and time frames to victims. Where the victim elects to report the offense to law enforcement at the time of the exam, law enforcement is required to take possession of the victim's kit forthwith upon notification from the health care provider that the kit has been collected and, with limited exceptions, to submit the kit to the Department of Forensic Science for analysis within 60 days. The bill outlines the exceptions to mandatory submission for analysis, time frames, and storage requirements for retention of analyzed samples; expungement of DNA samples obtained but not connected to a crime; and victims' notification rights.

### **Status:**

01/13/16 House: Presented and ordered printed 16102185D

01/13/16 House: Referred to Committee for Courts of Justice

01/20/16 House: Assigned to sub: Criminal Law

01/27/16 House: Impact statement from DPB (HB1158)

02/08/16 House: Subcommittee recommends laying on the table

## **HB1160** [Physical evidence recovery kits.](#)

**Companion Bill:** SB291

**Chief Patron:** Bell, Robert B.

**Summary:**

Establishes a comprehensive procedure for the collection and analysis of physical evidence recovery kits for victims of sexual assault, including those who elect at the time of the exam not to report a sexual assault to a law-enforcement agency. Kits from victims who elect not to report are known as "anonymous physical evidence recovery kits" and will be stored at the Division of Consolidated Laboratory Services (the Division) for two years, although the Division, the victim, or the law-enforcement agency may elect for the kits to be retained for a longer period of time. If the victim later elects to report the sexual assault, the victim's kit will be released to law enforcement. Health care providers are required to explain these procedures and time frames to victims. Where the victim elects to report the offense to law enforcement at the time of the exam, law enforcement is required to take possession of the victim's kit forthwith upon notification from the health care provider that the kit has been collected and, with limited exceptions, to submit the kit to the Department of Forensic Science for analysis within 60 days. The bill outlines the exceptions to mandatory submission for analysis, time frames, and storage requirements for retention of analyzed samples; expungement of DNA samples obtained but not connected to a crime; and victims' notification rights.

**Status:**

01/14/16 House: Presented and ordered printed 16104138D

01/14/16 House: Referred to Committee for Courts of Justice

01/20/16 House: Assigned to sub: Criminal Law

01/28/16 House: Impact statement from DPB (HB1160)

02/08/16 House: Subcommittee recommends reporting (9-Y 0-N)

**HB1247 [Higher educational institutions; student expulsion, appeal.](#)**

**Chief Patron:** Albo

**Summary:**

Permits any student who, as a result of any institutional proceeding at a public institution of higher education, is expelled from the institution for a violation of the institution's code, rules, or set of standards governing student conduct to appeal such decision to the governing board of such institution. The bill requires the governing board of each public institution of higher education to adopt institution policies and procedures for such student appeals.

**Status:**

01/19/16 House: Presented and ordered printed 16104178D

01/19/16 House: Referred to Committee on Education

01/29/16 House: Assigned to sub: Higher Education

02/01/16 House: Impact statement from DPB (HB1247)

02/02/16 House: Subcommittee recommends laying on the table

### **HB1303** [Higher educational institutions; educational programs for members of board of visitors.](#)

*Chief Patron:* Landes

**Summary:**

Prohibits the reappointment of any member of the board of visitors of a four-year public institution of higher education or the State Board for Community Colleges who fails to attend during his first four-year term the statutorily required educational programs provided by the State Council of Higher Education for Virginia that address the role, duties, and responsibilities of such governing boards.

**Status:**

01/21/16 House: Presented and ordered printed 16104115D

01/21/16 House: Referred to Committee on Education

01/26/16 House: Impact statement from DPB (HB1303)

01/29/16 House: Assigned to sub: Higher Education

### **HB1327** [Local law-enforcement agencies; body-worn cameras.](#)

*Chief Patron:* Davis

**Summary:**

Requires localities to adopt and establish a written policy for the operation of a body-worn camera system that conforms to the model policy established by the Department of Criminal Justice Services (the Department) prior to purchasing or deploying a body-worn camera system. The bill requires such policy to provide that (i) recorded individuals have a right to view and make copies of any audiovisual recording in which they are depicted; (ii) recordings be destroyed within 60 days unless certain exceptions apply; and (iii) the locality deploying the system review the recordings on a periodic basis to determine whether persons wearing the body-worn cameras are acting inappropriately or exhibiting bias. The bill provides that the Commonwealth shall reimburse each locality up to one-half of the costs of any body-worn camera system, provided that the locality has adopted and established a written policy that has been approved by the Department. The bill requires the Department to establish a model policy for the operation of body-worn camera systems and establish procedures for the reimbursement of counties and cities that purchase a body-worn camera system.

**Status:**



01/21/16 House: Presented and ordered printed 16104389D

01/21/16 House: Referred to Committee for Courts of Justice

01/26/16 House: Assigned to sub: Criminal Law

01/29/16 House: Impact statement from DPB (HB1327)

## **HB1332** [The Virginia Electronic Communications Privacy Act; report.](#)

*Companion Bill:* SB599

*Chief Patron:* Dudenhefer

### **Summary:**

Prohibits a state or local government agency from taking certain actions relating to access to electronic communication information from a service provider, access to electronic device information from any person other than the authorized possessor of the device, or access to electronic device information by means of physical interaction or electronic communication with the electronic device. Exceptions allow access to electronic communication information or access to electronic device information pursuant to a warrant or wiretap order or with the consent of the authorized possessor of the device. The measure establishes requirements for a warrant for electronic information. An agency that receives voluntarily-provided electronic communication information is required to destroy the information within 90 days unless, subject to certain exceptions. If an agency obtains electronic information pursuant to an emergency involving danger of death or serious physical injury to a person, that requires access to the electronic information without delay, it is required within three days to file an application for a warrant or order authorizing obtaining the electronic information or a motion seeking approval of the emergency disclosures. An agency that obtains electronic communication information is required to make an annual report to the Attorney General. The Attorney General's office is required to publish on its website the individual reports from each agency that requests or compels the production of contents or records pertaining to an electronic communication or location information and a summary of such information.

### **Status:**

01/21/16 House: Referred to Committee on Commerce and Labor

02/01/16 House: Impact statement from DPB (HB1332)

02/02/16 House: Referred from Commerce and Labor

02/02/16 House: Referred to Committee on Science and Technology

02/08/16 House: Continued to 2017 in Science and Technology

## **HB1343** [Commonwealth Competiveness Board; established, report.](#)

**Chief Patron:** Jones

**Summary:**

Establishes the Commonwealth Competitiveness Board to administer the Commonwealth Competitiveness Fund, which will be used to award grants for bioscience, biotechnology, commercialization of research, cybersecurity, genomics, other technological or scientific projects, regional economic development projects, and such other projects and programs specified in the general appropriation act. The Board is required to develop criteria for awarding grants, including the potential for the project or program to (i) culminate in the commercialization of research; (ii) culminate in the formation or spin-off of viable bioscience, biotechnology, cybersecurity, genomics, or similar companies; (iii) promote the build-out of centers of excellence in science or technology; (iv) promote research and development; (v) provide modern facilities or infrastructure for research and development; (vi) result in significant capital investment and job creation; (vii) foster regional economic development or diversification; or (viii) address workforce shortages in high-demand fields. In awarding grants, preference will be given to projects and programs for which matching funds are allocated by businesses or local government entities. Decisions of the Board will be final and not subject to review or appeal.

**Status:**

01/21/16 House: Presented and ordered printed 16103659D

01/21/16 House: Referred to Committee on Appropriations

01/26/16 House: Assigned to sub: Higher Education

02/08/16 House: Impact statement from DPB (HB1343)

**HB1344 [Bonds; certain capital projects.](#)**

**Companion Bill:** SB731

**Chief Patron:** Jones

**Summary:**

Authorizes the Virginia Public Building Authority and the Virginia College Building Authority to issue bonds in a total aggregate amount not to exceed \$1,504,400,000 plus costs to fund certain capital projects.

**Status:**

01/21/16 House: Presented and ordered printed 16104246D

01/21/16 House: Referred to Committee on Appropriations

01/26/16 House: Assigned to sub: General Government & Capital Outlay

## **HB1349** [Resettlement of refugees; review process.](#)

*Chief Patron:* Freitas

### *Summary:*

### **Status:**

01/21/16 House: Presented and ordered printed 16104663D

01/21/16 House: Referred to Committee on General Laws

01/27/16 House: Assigned to sub: Subcommittee #2

## **HB1362** [Conflicts of Interests Acts, State & Local Government & General Assembly; lobbyist reporting.](#)

*Companion Bill:* SB692

*Chief Patron:* Gilbert

### *Summary:*

Requires the disclosure forms filed by lobbyists and persons subject to the conflict of interests acts to be filed annually. Lobbyists are required to file by July 1 for the preceding 12-month period complete through the last day of April. Persons subject to the conflict of interests acts are required to file on or before January 15. The bill contains technical amendments to reflect the change in filing cycles. The bill also requires the Governor, Lieutenant Governor, Attorney General, members of the Governor's Cabinet, and members of the General Assembly to file on or before May 1 a separate report of gifts received during the regular session of the General Assembly.

### **Status:**

01/22/16 House: Presented and ordered printed 16104043D

01/22/16 House: Referred to Committee for Courts of Justice

01/27/16 House: Assigned to sub: Ethics

01/27/16 House: Impact statement from DPB (HB1362)

02/05/16 House: Subcommittee recommends reporting with amendment(s) (9-Y 0-N)

## **HB1367** [Four-year public institutions of higher education; alternative tuition or fee structures.](#)

**Chief Patron:** Kory

**Summary:**

Permits each public institution of higher education to offer alternative tuition or fee structures to students. The bill provides that if a public institution of higher education, with the approval of the State Council of Higher Education for Virginia (the Council), offers alternative tuition or fee structures, including discounted tuition, four-year flat tuition rates, discounted student fees, or student fee and student services flexibility, to any Virginia-domiciled, first-time, incoming freshman undergraduate student who enrolls full time with the intent to earn a degree in a program that leads to employment in a high-demand field in the region, according to guidelines established by the Council, each student who receives the benefits of such an alternative tuition or fee structure shall count one and a half times for the purpose of (i) targeted economic and innovation incentives to increase degree completion in a timely or expedited manner, (ii) the base adequacy funding guidelines adopted and periodically updated by the Joint Subcommittee Studying Higher Education Funding Policies, or (iii) biennial assessments of institutional performance as set forth in Part 4 of the general appropriation act and consistent with § 23-9.6:1.01.

**Status:**

01/22/16 House: Presented and ordered printed 16102533D

01/22/16 House: Referred to Committee on Education

01/27/16 House: Impact statement from DPB (HB1367)

01/29/16 House: Assigned to sub: Higher Education

02/02/16 House: Subcommittee recommends laying on the table

**HB1369 [Virginia Health Care Innovation Fund; created, report.](#)**

**Chief Patron:** Stolle

**Summary:**

Establishes the Virginia Health Care Innovation Fund to consist of certain funds resulting from savings to the Commonwealth's program of medical assistance, to be used to improve access to health care in the Commonwealth by (i) improving access to care, particularly in rural areas, by increasing reimbursement rates up to 80 percent of the upper payment limit established by the Centers for Medicare and Medicaid Services for services delivered by health care providers; (ii) facilitating the delivery of additional health care services to reduce the cost of health care and improve health care outcomes; and (iii) increasing the capacity of existing health safety net programs, including rural health clinics, free clinics, federally qualified health centers, and existing mobile health clinics.

The bill also requires the Commissioner of Health to conduct a gap analysis to determine (i) the number of individuals residing in the Commonwealth whose household income is no more than 100 percent of the federal poverty level for a household of that size who are not covered by Medicaid, Medicare, other

public health care coverage, or private insurance, including the number of such individuals who are (a) aged, blind, or disabled or (b) chronically ill as evidenced by an inability to perform at least two activities of daily living or who have a similar level of disability as determined by the U.S. Secretary of Health and Human Services or require substantial supervision by another person to protect the individual from threats to health and safety due to severe cognitive impairments; (ii) the geographic distribution of such individuals in the Commonwealth; (iii) the health care needs of such individuals; (iv) the extent to which those health care needs are currently being met by existing mobile health clinics, rural health clinics, free clinics, and federally qualified health clinics; and (v) the services necessary to meet any unmet health care needs of such individuals, and to report his findings to the Medicaid Innovation and Reform Commission no later than December 1, 2016. The bill requires the Department of Medical Assistance Services to review its process and criteria for identifying hospitals eligible for Medicaid disproportionate share hospital payments and the formula for calculating the amount of payments to qualifying hospitals, develop recommendations for revising the formula to link the amount of disproportionate share hospital payments made to qualifying hospitals with the quality of health care provided to, and health care outcomes for, individuals receiving care, and report its findings and recommendations, including recommendations for the criteria and measures to be used to determine health care outcomes and the quality of health care delivered, to the Medicaid Innovation and Reform Commission by December 1, 2016.

**Status:**

01/22/16 House: Presented and ordered printed 16100535D

01/22/16 House: Referred to Committee on Appropriations

01/27/16 House: Assigned to sub: Health & Human Resources

**SB29**     [Budget Bill.](#)

*Companion Bill:* HB29

*Chief Patron:* Norment

**Summary:**

Amending Chapter 665 of the 2015 Acts of Assembly.

**Status:**

12/17/15 Senate: Prefiled and ordered printed; offered 01/13/16 16103289D

12/17/15 Senate: Referred to Committee on Finance

**SB30**     [Budget Bill.](#)

*Companion Bill:* HB30

**Chief Patron:** Norment

**Summary:**

Appropriations of the Budget submitted by the Governor of Virginia in accordance with the provisions of § 2.2-1509, Code of Virginia, and to provide a portion of revenues for the two years ending respectively on the thirtieth day of June, 2017, and the thirtieth day of June, 2018.

**Status:**

12/17/15 Senate: Prefiled and ordered printed; offered 01/13/16 16103287D

12/17/15 Senate: Referred to Committee on Finance

**SB52**     [Virginia Student Loan Refinancing Authority; established, report.](#)

**Chief Patron:** Howell

**Summary:**

Establishes the Virginia Student Loan Refinancing Authority, to be governed by a 10-member board, for the purpose of developing and implementing a program by which each individual who incurred qualified education loan debt as a Virginia student at an institution of higher education in the Commonwealth and who is eligible, on the basis of criteria established by the Authority that are substantially similar to criteria used by private lenders in the Commonwealth to evaluate student eligibility for an unsecured personal loan at market rates, may receive a loan from the Authority to refinance all or part of his qualified education loans, as that term is defined in relevant federal law.

**Status:**

12/16/15 Senate: Prefiled and ordered printed; offered 01/13/16 16100703D

12/16/15 Senate: Referred to Committee on Education and Health

01/21/16 Senate: Assigned Education sub: Higher Education

01/28/16 Senate: Continued to 2017 in Education and Health (13-Y 0-N)

**SB158**     [Sexual assault investigations; collection and storage of evidence.](#)

**Chief Patron:** Favola

**Summary:**

Requires the Department of State Police, all police and sheriff's departments, and every campus police department to submit all physical evidence recovery kits that are in their custody on July 1, 2016, and all physical evidence recovery kits that come into their custody after July 1, 2016, to the Department of

Forensic Science for analysis. Forensic evidence that does not meet the standards for retention in a state or national data bank shall be returned to the law-enforcement agency that submitted the physical evidence recovery kit, which shall store such kit whether or not the victim has reported the sexual assault to law enforcement.

**Status:**

12/29/15 Senate: Prefiled and ordered printed; offered 01/13/16 16101390D

12/29/15 Senate: Referred to Committee for Courts of Justice

02/01/16 Senate: Incorporated by Courts of Justice (SB291-Black) (14-Y 0-N)

**SB159**     [Campus police departments; retention and storage of physical evidence recovery kits.](#)

*Chief Patron:* Favola

**Summary:**

Requires campus police departments to retain and store physical evidence recovery kits for a minimum of two years where the victim of the sexual assault elects not to report the sexual assault to law enforcement at the time of the collection of such evidence.

**Status:**

12/29/15 Senate: Referred to Committee on Education and Health

01/21/16 Senate: Reported from Education and Health (14-Y 0-N)

01/21/16 Senate: Rereferred to Courts of Justice

01/21/16 Senate: Impact statement from DPB (SB159)

02/01/16 Senate: Incorporated by Courts of Justice (SB291-Black) (14-Y 0-N)

**SB202**     [Virginia Freedom of Information Act; disclosure of salaries of public employees.](#)

*Chief Patron:* Stuart

**Summary:**

Provides that public access to records of the official salaries or rates of pay of public employees whose annual rate of pay is the annual equivalent of twice the federal minimum wage or less is not required under FOIA. Currently, public access to salary information is required for public employees whose annual rate of pay is more than \$10,000. The bill also provides that publicly available databases of public

employees' salaries shall not include the name of any public officer, appointee, or employee. The bill contains a technical amendment.

**Status:**

01/05/16 Senate: Prefiled and ordered printed; offered 01/13/16 16100443D

01/05/16 Senate: Referred to Committee on General Laws and Technology

01/05/16 Senate: Assigned GL&T sub: #2

01/25/16 Senate: Impact statement from DPB (SB202)

02/08/16 Senate: Reported from General Laws and Technology (9-Y 4-N 2-A)

**SB232**     [Capital outlay plan; revises six-year plan for projects.](#)

*Companion Bill:* HB1136

*Chief Patron:* Hanger

**Summary:**

Revises the six-year capital outlay plan for projects to be funded entirely or partially from general fund-supported resources.

**Status:**

01/06/16 Senate: Prefiled and ordered printed; offered 01/13/16 16103374D

01/06/16 Senate: Referred to Committee on Finance

01/18/16 Senate: Impact statement from DPB (SB232)

**SB291**     [Physical evidence; procedure for collection, etc., of recovery kits.](#)

*Companion Bill:* HB1160

*Chief Patron:* Black

**Summary:**

Establishes a comprehensive procedure for the collection and analysis of physical evidence recovery kits for victims of sexual assault, including those who elect at the time of the exam not to report a sexual assault to a law-enforcement agency. Kits from victims who elect not to report are known as "anonymous physical evidence recovery kits" and will be stored at the Division of Consolidated Laboratory Services (the Division) for two years, although the Division, the victim, or the law-



enforcement agency may elect for the kits to be retained for a longer period of time. If the victim later elects to report the sexual assault, the victim's kit will be released to law enforcement. Health care providers are required to explain these procedures and time frames to victims. Where the victim elects to report the offense to law enforcement at the time of the exam, law enforcement is required to take possession of the victim's kit forthwith upon notification from the health care provider that the kit has been collected and, with limited exceptions, to submit the kit to the Department of Forensic Science for analysis within 60 days. The bill outlines the exceptions to mandatory submission for analysis, time frames, and storage requirements for retention of analyzed samples; expungement of DNA samples obtained but not connected to a crime; and victims' notification rights.

**Status:**

02/01/16 Senate: Reported from Courts of Justice with substitute (14-Y 0-N)

02/01/16 Senate: Committee substitute printed 16104943D-S1

02/01/16 Senate: Rereferred to Finance

02/01/16 Senate: Incorporates SB158

02/01/16 Senate: Incorporates SB159

**SB313** [Virginia College Building Authority; financing projects, participating institutions.](#)

**Companion Bill:** HB1012

**Chief Patron:** Petersen

**Summary:**

Permits any organization that is exempt from federal income taxation pursuant to § 501(c)(3) of the Internal Revenue Code and that is owned or controlled by a public institution of higher education in the Commonwealth or whose purpose is to support or otherwise benefit a public institution of higher education in the Commonwealth to finance projects through the Virginia College Building Authority.

**Status:**

01/08/16 Senate: Prefiled and ordered printed; offered 01/13/16 16100739D

01/08/16 Senate: Referred to Committee on Education and Health

01/15/16 Senate: Impact statement from DPB (SB313)

01/21/16 Senate: Assigned Education sub: Higher Education

## **SB333**     [Certificates of public need.](#)

*Chief Patron:* DeSteph

### **Summary:**

Creates a three-phase process to sunset certificate of public need requirements for many categories of medical care facilities and projects, with the requirement for a certificate of public need (i) for the establishment of a new imaging service or addition of new equipment for imaging services eliminated beginning July 1, 2016, for ambulatory and outpatient surgery centers eliminated beginning July 1, 2017, and (iii) for hospitals and all other categories of projects other than nursing homes and facilities and equipment for open heart surgery and organ or tissue transplant services eliminated beginning July 1, 2018. The bill also creates a new permitting process for categories of facilities and projects exempted from the certificate of public need process that requires the Commissioner of Health to issue a permit but allows the Commissioner to condition a permit (a) on the agreement of the applicant to provide a specified level of care at a reduced rate to indigents, accept patients requiring specialized care, or facilitate the development and operation of primary medical care services in designated medically underserved areas of the applicant's service area or (b) on compliance of the applicant with quality of care standards. The bill allows the Commissioner to refuse to issue a permit if he determines that the project for which the permit is sought would be detrimental to the provision of health services in underserved areas of the Commonwealth.

### **Status:**

01/08/16 Senate: Prefiled and ordered printed; offered 01/13/16 16101707D

01/08/16 Senate: Referred to Committee on Education and Health

02/04/16 Senate: Impact statement from VDH (SB333)

02/05/16 Senate: Assigned Education sub: Health Professions

## **SB338**     [Higher educational institutions; study abroad programs.](#)

*Chief Patron:* Alexander

### **Summary:**

Requires each public or private institution of higher education to report to the State Council of Higher Education for Virginia a list of all study abroad programs offered or approved for credit by the institution, any deaths of study abroad program participants, and any accidents involving or illnesses of such participants during such programs that resulted in hospitalization. The bill requires the Council to publish the reports on its website along with information regarding sexual assaults and criminal acts that affect study abroad program participants. The bill also provides that any person offering a study abroad program shall be considered, in any civil action involving a participant of such program who is a resident of the Commonwealth or attends an institution of higher education in the Commonwealth, to have transacted business in the Commonwealth for the purposes of personal jurisdiction.

**Status:**

02/02/16 Senate: Read third time and passed Senate (39-Y 0-N)

02/05/16 House: Placed on Calendar

02/05/16 House: Read first time

02/05/16 House: Referred to Committee on Education

02/08/16 Senate: Impact statement from DPB (SB338E)

**SB402**     [Virginia Higher Education Scholarship Act Fund; created.](#)

*Chief Patron:* Garrett

**Summary:**

Requires, beginning with the incoming freshman class of 2017, the board of visitors of a four-year public institution of higher education to maintain a ratio of the in-state and out-of-state student population in each incoming freshman class that is not less than 55 percent in-state students. The bill establishes the Virginia Higher Education Scholarship Fund and Program. The program grants scholarships to the top two percent of graduates from Virginia public high schools. The scholarships pay for tuition, mandatory fees, room, and board for eight semesters over five years. Recipients may apply the scholarships to one of nine public institutions of higher education on the basis of the locality of the student's high school or to Norfolk State University, Virginia Military Institute, or Virginia State University.

**Status:**

01/12/16 Senate: Referred to Committee on Education and Health

01/18/16 Senate: Impact statement from DPB (SB402)

01/25/16 Senate: Assigned Education sub: Higher Education

01/28/16 Senate: Continued to 2017 in Education and Health (15-Y 0-N)

01/28/16 Senate: Committee substitute printed to Web only 16104835D-S1

**SB425**     [Higher education; student mental health policies.](#)

*Companion Bill:* HB523

*Chief Patron:* Edwards

**Summary:**

Specifies that the contact person designated by a memorandum of understanding between a public four-year institution of higher education and a mental health care provider to be notified when a student is involuntarily committed, or when a student is discharged from a facility and consents to such notification, shall be notified only to the extent allowable under state and federal privacy laws.

**Status:**

01/26/16 Senate: Read second time and engrossed

01/27/16 Senate: Read third time and passed Senate (40-Y 0-N)

02/03/16 House: Placed on Calendar

02/03/16 House: Read first time

02/03/16 House: Referred to Committee for Courts of Justice

**SB429**     [Creation of the Commonwealth Genomics and Personalized Medicine Authority.](#)

*Companion Bill:* HB902

*Chief Patron:* Saslaw

**Summary:**

Creates the Commonwealth Genomics and Personalized Medicine Authority (the Authority) as a political subdivision of the Commonwealth. The Authority's purpose is to encourage coordination and collaboration between public and private entities in the Commonwealth in translational research and commercialization related to genomics and personalized medicine.

**Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16102071D

01/12/16 Senate: Referred to Committee on General Laws and Technology

01/25/16 Senate: Reported from General Laws and Technology (13-Y 0-N 1-A)

01/25/16 Senate: Rereferred to Finance

01/29/16 Senate: Impact statement from DPB (SB429)

**SB440**     [Virginia Guaranteed Assistance Program; eligibility; use of funds.](#)

*Companion Bill:* HB568

**Chief Patron:** Saslaw

**Summary:**

Makes several changes to the student eligibility criteria for Virginia Guaranteed Assistance Program grants, including (i) removing the requirement that the recipient be a dependent, (ii) requiring the recipient to be enrolled full time, (iii) removing the restriction on the number of years for which the grant may be renewed annually, and (iv) permitting renewal of the grant only if the recipient successfully completes a minimum of 30 credit hours in the immediate preceding award year, unless granted an exception for cause pursuant to State Council of Higher Education for Virginia regulations. The bill permits public institutions of higher education to use Guaranteed Assistance Program funds to provide enhanced awards to students who are enrolled in at least 15 credit hours per term. The provisions of the bill become effective beginning with first-time entering freshman class of the fall 2017 academic year.

**Status:**

01/12/16 Senate: Referred to Committee on Education and Health

01/25/16 Senate: Assigned Education sub: Higher Education

01/26/16 Senate: Impact statement from DPB (SB440)

01/28/16 Senate: Reported from Education and Health (14-Y 0-N 1-A)

01/28/16 Senate: Rereferred to Finance

**SB449**     **[Virginia Growth and Opportunity Act; report.](#)**

**Companion Bill:** HB834

**Chief Patron:** Norment

**Summary:**

Establishes the Virginia Growth and Opportunity Board to administer grants from the Virginia Growth and Opportunity Fund for regional economic and workforce development projects. The bill provides that regional councils will be established across the Commonwealth, consisting of representatives of government and the business and education communities, and councils may submit applications for collaborative projects in their region that enhance private-sector growth, competitiveness, and workforce development. A portion of the grant funds will be awarded on a population basis and a portion on a competitive basis.

**Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16102375D

01/12/16 Senate: Referred to Committee on Finance

02/02/16 Senate: Impact statement from DPB (SB449)

## **SB452**     [Medical school; clinical rotation requirements.](#)

**Chief Patron:** Stanley

**Summary:**

Requires any public institution of higher education that awards medical degrees to require its medical students to participate in at least one clinical rotation in a hospital or clinic located in a medically underserved area of the state as determined by the Virginia Department of Health, in an area of the state that has an unemployment rate of one and one-half times the statewide average unemployment rate, or in a locality with a population of 50,000 or less in the Commonwealth.

**Status:**

02/08/16 Senate: Read second time

02/08/16 Senate: Reading of amendment waived

02/08/16 Senate: Committee amendment agreed to

02/08/16 Senate: Engrossed by Senate as amended SB452E

02/08/16 Senate: Printed as engrossed 16100434D-E

## **SB459**     [Virginia Collaborative Economic Development Act.](#)

**Companion Bill:** HB846

**Chief Patron:** Ruff

**Summary:**

Creates the Virginia Collaborative Economic Development Performance Grant Fund. Two or more localities that collaborate and adopt a collaborative economic development plan will be eligible for grants from the fund over a period of six years if the collaboration results in the location or expansion of a company in the Commonwealth that (i) creates at least 200 new jobs with average salaries at least 25 percent higher than the average wage and (ii) makes a capital investment of at least \$25 million. The total amount of the grant applied for shall not exceed the total investment of the localities in executing the collaborative economic development plan, and each annual installment of the grant may not exceed 50 percent of the total annual amount of personal income tax withheld by the certified company from the newly created jobs. Of each annual installment of the grant, 85 percent will be distributed to the participating localities in accordance with the terms of the collaborative economic development plan, and 15 percent will be retained by the Virginia Economic Development Partnership to be used to enhance regional and statewide economic development marketing and promotion.

**Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16102376D

01/12/16 Senate: Referred to Committee on Finance

01/29/16 Senate: Impact statement from DPB (SB459)

## **SB494**     [Virginia Freedom of Information Act; record exclusions; rule of redaction.](#)

*Companion Bill:* HB817

*Chief Patron:* Surovell

### **Summary:**

Reverses the holding of the Virginia Supreme Court in the case of Department of Corrections v. Surovell, by setting out the general rule of redaction, which provides that no provision of FOIA is intended, nor shall it be construed or applied, to authorize a public body to withhold a public record in its entirety on the grounds that some portion of the public record is excluded from disclosure by FOIA or by any other provision of law. Further, the bill states that a public record may be withheld from disclosure in its entirety only to the extent that an exclusion from disclosure under FOIA or other provision of law applies to the entire content of the public record. Otherwise, only those portions of the public record containing information subject to an exclusion under FOIA or other provision of law may be withheld, and all portions of the public record that are not so excluded shall be disclosed. The bill also reverses that part of the holding of the Virginia Supreme Court in the case of Department of Corrections v. Surovell by providing that in a FOIA enforcement action, no court shall be required to accord any weight to the determination of a public body as to whether an exclusion applies. The bill contains technical amendments.

### **Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16103660D

01/12/16 Senate: Referred to Committee on General Laws and Technology

01/28/16 Senate: Impact statement from DPB (SB494)

## **SB497**     [Executive budget; zero-based budgeting principles.](#)

*Chief Patron:* Sturtevant

### **Summary:**

Requires, beginning in the 2018-2020 biennium, that "The Executive Budget" and all "Executive Budgets" shall be prepared and formulated using zero-based budgeting principles. The bill requires that such zero-based budgets reflect the amount of funding deemed necessary to achieve the most cost-effective performance of each agency or department pursuant to an accompanying narrative delineating

the tasks to be performed by each agency or department, together with the goals and objectives for each agency or department. Each such budget shall have a zero dollar amount as its initial basis and shall not reflect any prior appropriation amount, adjusted or otherwise.

**Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16100932D

01/12/16 Senate: Referred to Committee on Finance

01/19/16 Senate: Impact statement from DPB (SB497)

01/27/16 Senate: Passed by indefinitely in Finance (11-Y 4-N)

**SB501**     [Higher educational institutions; increases in-state tuition.](#)

*Chief Patron:* Sturtevant

**Summary:**

Prohibits, without the prior statutory approval of the General Assembly, any percent increase in in-state tuition or instructional fees for undergraduate students at Virginia's public institutions of higher education that exceeds twice the annual percent increase, as determined by the State Council for Higher Education, in the Average Consumer Price Index for all items, all urban consumers (CPI-U), as published by the Bureau of Labor Statistics of the U.S. Department of Labor, from January 1 through December 31 of the year immediately preceding the affected year.

**Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16100937D

01/12/16 Senate: Referred to Committee on Education and Health

01/21/16 Senate: Assigned Education sub: Higher Education

01/28/16 Senate: Reported from Education and Health (15-Y 0-N)

01/28/16 Senate: Rereferred to Finance

**SB503**     [Higher educational institutions; fixed four-year tuition rate.](#)

*Chief Patron:* Sturtevant

**Summary:**

Requires the board of visitors of four-year public institutions of higher education to annually establish, for each of the following four years, an in-state tuition rate class cap that identifies the annual amount at



which the cost of in-state tuition will not exceed. The bill prohibits the cost of in-state tuition from exceeding the class rate cap for an in-state student in the relevant class.

**Status:**

01/12/16 Senate: Prefiled and ordered printed; offered 01/13/16 16100938D

01/12/16 Senate: Referred to Committee on Education and Health

01/21/16 Senate: Impact statement from DPB (SB503)

01/21/16 Senate: Assigned Education sub: Higher Education

01/28/16 Senate: Passed by indefinitely in Education and Health (13-Y 2-N)

**SB559**     **Governor; performance review of state agencies, report.**

**Chief Patron:** Sturtevant

**Summary:**

Directs the Governor to initiate on July 1, 2016, and every two years thereafter, an operational and programmatic performance review of all state departments, agencies, and programs. The purpose of the review is to provide an objective and independent cost savings assessment of the Commonwealth's organizational structure and its programs in order to provide information to the Governor and the General Assembly to effect savings in expenditures, a reduction in duplication of effort, and programmatic efficiencies in the operation of state government. The bill provides that the review must be conducted by a United States-based private management consulting firm with experience in conducting statewide performance reviews and provides for certain required terms for the consulting contract. The Governor shall submit a report to the General Assembly on the results of each review by December 1 of the year in which such review is conducted.

**Status:**

01/13/16 Senate: Referred to Committee on General Laws and Technology

01/25/16 Senate: Reported from General Laws and Technology (7-Y 6-N 1-A)

01/25/16 Senate: Rereferred to Finance

01/27/16 Senate: Impact statement from DPB (SB559)

02/02/16 Senate: Passed by indefinitely in Finance (15-Y 0-N)

**SB561**     **Certificates of public need.**

**Chief Patron:** Newman

**Summary:**

Creates a three-phase process to sunset certificate of public need requirements for many categories of medical care facilities and projects, with the requirement for a certificate of public need (i) for the establishment of a new imaging service or addition of new equipment for imaging services eliminated beginning July 1, 2016, for ambulatory and outpatient surgery centers eliminated beginning July 1, 2017, and (iii) for hospitals and all other categories of projects other than nursing homes and facilities and equipment for open heart surgery and organ or tissue transplant services eliminated beginning July 1, 2018. The bill also creates a new permitting process for categories of facilities and projects exempted from the certificate of public need process that requires the Commissioner of Health to issue a permit but allows the Commissioner to condition a permit (a) on the agreement of the applicant to provide a specified level of care at a reduced rate to indigents, accept patients requiring specialized care, or facilitate the development and operation of primary medical care services in designated medically underserved areas of the applicant's service area or (b) on compliance of the applicant with quality of care standards. The bill allows the Commissioner to refuse to issue a permit if he determines that the project for which the permit is sought would be detrimental to the provision of health services in underserved areas of the Commonwealth.

**Status:**

01/13/16 Senate: Prefiled and ordered printed; offered 01/13/16 16102956D

01/13/16 Senate: Referred to Committee on Education and Health

02/04/16 Senate: Impact statement from VDH (SB561)

02/05/16 Senate: Assigned Education sub: Health Professions

**SB586**     **[Virginia Public Procurement Act; requirements for use of construction management.](#)**

**Companion Bill:** HB887

**Chief Patron:** Ruff

**Summary:**

Restricts the use of construction management procurements by public bodies unless (i) the total project cost is \$50 million or more, (ii) a written determination is provided stating that competitive sealed bidding is not practicable or fiscally advantageous, (iii) the contract is entered into prior to the schematic phase of design, (iv) construction management experience is not required or considered as part of the award, (v) price is the primary determining factor for award of the contract, and (vi) proposers provide for the participation of small, women-owned, and minority-owned businesses in the project. The bill provides that for projects where the total project cost is not expected to exceed \$50 million, a public body may use competitive negotiation to procure construction on a construction management basis if (i) the above requirements are met; (ii) the project is (a) of substantial historical value or interest or (b)

significantly unique or extremely complex in nature; (iii) prior to any solicitation for such project, the public body notifies in writing the Director of the Department of General Services in the case of state public bodies, or the local governing body in the case of a local public body, of its intent to procure construction on a construction management basis; and (iv) the Director of the Department of General Services or the local governing body, as the case may be, makes a finding that the public body is in compliance with the requirements of this subsection, which finding shall be on a per project basis and shall be in writing. The findings for state public bodies shall be made by the Director under existing regulations and guidelines established by the Department of General Services. In addition, the bill defines "public body" for the purposes of the use of construction management for construction to include (i) public institutions of higher education that have executed a valid management agreement under the Restructured Higher Education Financial and Administrative Operations Act of 2005 (§ 23-38.88 et seq.) and (ii) localities and school divisions that were previously exempt based on the adoption of alternative policies and procedures based on competitive principles and generally applicable to procurement of goods and services by the locality or school division.

**Status:**

01/13/16 Senate: Prefiled and ordered printed; offered 01/13/16 16103754D

01/13/16 Senate: Referred to Committee on General Laws and Technology

02/04/16 Senate: Impact statement from DPB (SB586)

02/05/16 Senate: Assigned GL&T sub: #2

**SB599**     [Virginia Electronic Communications Privacy Act; established, report.](#)

*Companion Bill:* HB1332

*Chief Patron:* Petersen

**Summary:**

**Status:**

01/18/16 Senate: Rereferred to General Laws and Technology

01/25/16 Senate: Rereferred from General Laws and Technology (12-Y 0-N)

01/25/16 Senate: Rereferred to Courts of Justice

02/01/16 Senate: Impact statement from DPB (SB599)

02/08/16 Senate: Continued to 2017 in Courts of Justice (15-Y 0-N)

## **SB607**     [Public employees; safety and health program.](#)

*Chief Patron:* Dance

### **Summary:**

Directs the Commissioner of Labor and Industry or the Safety and Health Codes Board to adopt regulations for enforcing the occupational and health program applicable to employees of the Commonwealth, its agencies, institutions, political subdivisions, or any public body. The measure provides that these regulations and procedures for enforcing the program shall include provisions for the issuance of proposed penalties, the payment of such penalties or a negotiated sum in lieu of such penalties, and the deposit of such payments into the general fund of the state treasury.

### **Status:**

01/13/16 Senate: Presented and ordered printed 16103404D

01/13/16 Senate: Referred to Committee on Commerce and Labor

01/21/16 Senate: Impact statement from DPB (SB607)

## **SB641**     [Certificate of public need.](#)

*Companion Bill:* HB1083

*Chief Patron:* Stanley

### **Summary:**

Makes changes to the Medical Care Facilities Certificate of Public Need Program. The bill (i) removes specialized centers or clinics or that portion of a physician's office developed for the provision of lithotripsy, magnetic source imaging (MSI), or nuclear medicine imaging from the list of reviewable medical care facilities; (ii) provides that establishment of a medical care facility to replace an existing medical care facility with the same primary service area does not constitute a project; (iii) removes introduction into an existing medical care facility of any new lithotripsy, magnetic source imaging, or obstetrical service that the facility has never provided or has not provided in the previous 12 months and addition by an existing medical care facility of any medical equipment for the provision of lithotripsy and magnetic source imaging (MSI) from the definition of project; (iv) creates a new process for registration of projects exempted from the definition of project by the bill; (v) establishes an expedited 45-day review process for applicants for projects determined to be uncontested or to present limited health planning impacts; (vi) renames the State Medical Facilities Plan as the State Health Services Plan and establishes a State Health Services Plan Advisory Council to provide recommendations related to the content of the State Health Services Plan; (vii) clarifies the content of the application for a certificate; and (viii) reduces the timeline for a person to be made party to the case for good cause from 80 calendar days to four days following completion of the review and submission of recommendations related to an application.

The bill also (a) directs the Department to develop recommendations to reduce the duration of the

average review cycle for applications for certificates of public need to not more than 120 days and to report on its recommendations to the Governor and the General Assembly no later than December 1, 2016; (b) directs the Secretary of Health and Human Resources to review charity care services delivered throughout the Commonwealth and recommend changes to the definition of charity and to the types of charity care requirements imposed on various health care services and report to the Governor and the General Assembly by December 1, 2016; (c) directs the Secretary of Health and Human Resources to convene a group of stakeholders to study and make recommendations related to the appropriate authority of the State Health Commissioner to impose additional conditions on certificates; (d) directs the Secretary of Health and Human Resources to implement a system to ensure that data needed to evaluate whether an application for a certificate is consistent with the State Health Services Plan is timely and reliable, to make all public records pertaining to applications for certificates and the review process available in real-time in a searchable, digital format online, to make an inventory of capacity authorized by certificates of public need, both operational and not yet operational, available in a digital format online, and to make charity care conditions, charity care compliance reporting status, and details on the exact amount of charity care provided or contributed and to whom it was provided or contributed available in a digital format online; (e) directs the Commissioner of Health to develop an analytical framework to guide the work of the State Health Services Plan Advisory Council; and (f) directs the Joint Commission on Health Care to develop specific recommendations for eliminating differences in the certificate of public need review process from one region to another and report on the recommendations to the Chairmen of the House Health, Welfare and Institutions and Senate Education and Health Committees by December 1, 2016.

**Status:**

01/18/16 Senate: Presented and ordered printed 16103753D

01/18/16 Senate: Referred to Committee on Education and Health

02/03/16 Senate: Impact statement from VDH (SB641)

02/05/16 Senate: Assigned Education sub: Health Professions

**SB692**     **[Conflicts of Interests Acts, State & Local Government & General Assembly; lobbyist reporting.](#)**

**Companion Bill:** HB1362

**Chief Patron:** Norment

**Summary:**

Requires the disclosure forms filed by lobbyists and persons subject to the conflict of interests acts to be filed annually. Lobbyists are required to file by July 1 for the preceding 12-month period complete through the last day of April. Persons subject to the conflict of interests acts are required to file on or before January 15. The bill contains technical amendments to reflect the change in filing cycles. The bill also requires the Governor, Lieutenant Governor, Attorney General, members of the Governor's Cabinet, and members of the General Assembly to file on or before May 1 a separate report of gifts received

during the regular session of the General Assembly.

**Status:**

01/20/16 Senate: Presented and ordered printed 16104228D

01/20/16 Senate: Referred to Committee on Rules

01/26/16 Senate: Impact statement from DPB (SB692)

**SB731**     [Capital outlay funding; issuance of bonds by VPBA & VCBA for certain projects & programs.](#)

*Companion Bill:* HB1344

*Chief Patron:* Hanger

**Summary:**

Authorizes the issuance of bonds by the Virginia Public Building Authority and the Virginia College Building Authority for certain projects and programs.

**Status:**

01/22/16 Senate: Presented and ordered printed 16104233D

01/22/16 Senate: Referred to Committee on Finance

02/01/16 Senate: Impact statement from DPB (SB731)

**SB753**     [Tobacco Region Revitalization Commission; transfer of funds to Medicaid.](#)

*Chief Patron:* Edwards

**Summary:**

Repeals the enabling legislation of the Tobacco Region Revitalization Commission (the Commission) and directs that all funds in the Tobacco Indemnification and Community Revitalization Fund (the Fund), the Tobacco Indemnification and Community Revitalization Endowment, and the Virginia Tobacco Region Revolving Fund be transferred to the Commonwealth's Medicaid program. The bill also authorizes the Department of Medical Assistance Services to seek to recover any payments from the Fund that it determines were made incorrectly or erroneously by the Commission and directs the Auditor of Public Accounts to audit the accounts of the Commission.

**Status:**

01/22/16 Senate: Presented and ordered printed 16101704D

01/22/16 Senate: Referred to Committee on Finance

02/01/16 Senate: Impact statement from DPB (SB753)

02/02/16 Senate: Passed by indefinitely in Finance (11-Y 4-N)

**SJ86**     [Pay It Forward, Pay It Back; SCHEV to study feasibility of implementing.](#)

*Chief Patron:* Edwards

**Summary:**

Directs the State Council of Higher Education for Virginia to study the feasibility of implementing a "Pay It Forward, Pay It Back" higher education tuition financing model to increase access to educational opportunities and to decrease the debt burden on students in the Commonwealth.

**Status:**

01/13/16 Senate: Prefiled and ordered printed; offered 01/13/16 16101845D

01/13/16 Senate: Referred to Committee on Rules

**SJ137**     [Commending Brian O'Connor.](#)

*Chief Patron:* Deeds

**Summary:**

**Status:**

01/29/16 Senate: Laid on Clerk's Desk

02/04/16 Senate: Engrossed by Senate

02/04/16 Senate: Agreed to by Senate by voice vote

02/05/16 House: Received

02/05/16 House: Laid on Speaker's table

**SR36**     [Commending the University of Virginia baseball team.](#)

*Chief Patron:* Deeds

*Summary:*

**Status:**

01/29/16 Senate: Presented 16100087D

01/29/16 Senate: Laid on Clerk's Desk

02/04/16 Senate: Engrossed by Senate

02/04/16 Senate: Agreed to by Senate by voice vote